

**THIS IS A DRAFT AND WILL BE REPLACED BY THE FINAL,
SIGNED ORDINANCE ADOPTED BY THE CITY COUNCIL.**

ORDINANCE

APPROVING A CONTRACT WITH EWALD KUBOTA, INC., TO PROVIDE THE PUBLIC WORKS DEPARTMENT WITH ONE, REPLACEMENT 4X4 UTILITY TRACTOR AND THREE, REPLACEMENT 15-FOOT FLEX WING ROTARY CUTTERS FOR A TOTAL COST OF \$107,839.30. FUNDING IS AVAILABLE FROM THE FY 2021 EQUIPMENT RENEWAL AND REPLACEMENT FUND BUDGET.

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WHEREAS, an offer was submitted by Ewald Kubota, Inc., to provide the Public Works Department with one, replacement 4x4 utility tractor, using the Houston-Galveston Area Council (HGAC) contract number GR01-20 for a total cost of \$56,575.42; and

WHEREAS, an offer was submitted by Ewald Kubota, Inc., to provide the Public Works Department with three, replacement 15-foot flex wing rotary cutters, using HGAC contract number GR01-20 for a total cost of \$51,263.88; and

WHEREAS, these purchases meet the requirements under the terms of the Houston-Galveston Area Council Cooperative Purchasing Agreement adopted by the City of San Antonio on October 10, 1996 through Resolution No. 96-41-48; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The offers submitted by Ewald Kubota, Inc., to provide the Public Works Department with one, replacement 4x4 utility tractor and three, replacement 15-foot flex wing rotary cutters are hereby accepted, subject to and contingent upon the deposit of all required bonds, performance deposits, insurance certificates and endorsements. The bid tabulations and contracts are attached hereto and incorporated herein for all purposes as **Exhibit I**.

SECTION 2. Funding for this ordinance in the amount of \$107,839.30 is available in Fund 72001000, Cost Center 3503200001 and General Ledger 5709080 as part of the Fiscal Year 2021 Adopted Budget approved by City Council.

SECTION 3. Payment in the amount up to \$107,839.30 is authorized to Ewald Kubota, Inc., and should be encumbered with a purchase order.

SECTION 4. The financial allocations in this ordinance are subject to approval by the Deputy Chief Financial Officer, City of San Antonio. The Deputy Chief Financial Officer may, subject to concurrence by the City Manager or designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund

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Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this ordinance.

SECTION 5. This ordinance is effective immediately upon passage by eight or more affirmative votes; otherwise, it is effective on the tenth day after passage.

PASSED and APPROVED this __ day of _____, 2020.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Tina J. Flores, City Clerk

Andrew Segovia, City Attorney

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